

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Michael R. Downes
Title: STRUCTURE OF THE
FARNESOID X RECEPTOR
LIGAND BINDING DOMAIN
AND METHODS OF USE
THEREFOR
Appl. No.: 10/535,042
Filing Date: 1/9/2006
Examiner: Alexander D. Kim
Art Unit: 1656
Confirmation Number: 2218

APPLICATION FOR PATENT TERM ADJUSTMENT

UNDER 37 C.F.R. §1.705

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

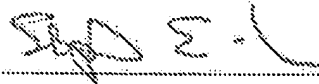
Applicants respectfully request reconsideration of the patent term adjustment (PTA) of 374 days as indicated on the Determination of Patent Term Adjustment under 35 U.S.C. 154 (b) mailed on June 15, 2009. The total PTA should be 960 days as determined below.

Upon review of the Patent Term Adjustment History using the Patent Application Information Retrieval (PAIR) database, Applicants note an inaccuracy of 586 days. The

In the event any matters remain to be resolved in view of this communication, the Examiner is encouraged to call the undersigned so that a prompt disposition of this application for patent term adjustment can be achieved.

Applicants request further that a decision on this request be deferred or delayed until a final decision has been rendered in *Wyeth v. Dudas*, which is now on appeal at the U.S. Court of Appeals for the Federal Circuit, under Federal Circuit Docket No. 2009-1120.

Respectfully submitted,



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